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and ARMORIZE TECHNOLOGIES, INC.

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN FRANCISCO DIVISION

14 FINJAN, INC.,

15 Plaintiff,

16 vs.

17 PROOFPOINT, INC. AND ARMORIZE  
TECHNOLOGIES, INC.,

18 Defendants.

Case No. 3:13-CV-05808-HSG

**DECLARATION OF SAM STAKE IN  
SUPPORT OF PROOFPOINT INC. AND  
ARMORIZE TECHNOLOGIES, INC.'S  
OPPOSITION TO PLAINTIFF FINJAN,  
INC.'S MOTION TO REQUIRE  
DEFENDANTS TO CONFORM TO THE  
COURT'S NOVEMBER 14, 2014 CASE  
MANAGEMENT ORDER AND STRIKE  
THEORIES NOT DISCLOSED IN  
INVALIDITY CONTENTIONS**

1 I, Sam Stake, declare as follows:

2 1. I am an attorney licensed in good standing in the State of California, and have filed a  
3 notice of appearance in this Court in this litigation. (Dkt. No. 111.)

4 2. I am an associate at Quinn Emanuel Urquhart & Sullivan, LLP, and I represent  
5 Proofpoint, Inc. and Armorize Technologies, Inc. (collectively "Proofpoint"). I have personal  
6 knowledge of the facts set forth in this declaration and, if called as a witness, could and would  
7 testify to such facts under oath.

8 3. I submit this declaration in support of Proofpoint's Opposition to Plaintiff Finjan, Inc.'s  
9 Motion To Require Defendants To Conform to the Court's November 14, 2014 Case Management  
10 Order and Strike Theories not Disclosed in Invalidity Contentions.

11 4. Attached hereto as **Exhibit A** is a true and correct copy of the cover pleading to  
12 Proofpoint's June 8, 2015 supplemental invalidity contentions.

13 I declare under the penalty of perjury under the laws of the United States of America that  
14 the foregoing is true and correct. Executed in San Francisco, CA on December 4, 2015.

15  
16 Respectfully submitted,

17 QUINN EMANUEL URQUHART &  
18 SULLIVAN, LLP

19  
20 By 

21 Sam Stake

22 Attorneys for Defendants PROOFPOINT, INC.  
23 and ARMORIZE TECHNOLOGIES, INC.

24 **SIGNATURE ATTESTATION**

25 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the  
26 filing of this document has been obtained from Sam Stake.

27 */s/ Jennifer Kash*

28 Jennifer Kash